

Attachment A – Approval Authorities & Appeals

Table 1 - Wireless Facilities Permit (WFP) Authority Thresholds

Type	Project Location & Design	Review Authority	Appeal Authority
Small Cell Wireless	Right of Way	PWD	CM
	Outside of Right of Way	CDD	CM
6409(a) Eligible Facility	Outside of Right of Way	CDD	CM
	Right of Way	PWD	CM
Collocation (not 6409(a) Eligible)	Outside of Right of Way	CDD	CM
	Right of Way	PWD	CM
<u>New Site</u>	Outside of Right of Way – Discouraged Location or Design	PC	CC
	Outside of Right of Way – Preferred Location & Design	ZA	CC
	Right of Way	PWD	CM
Waivers	Outside of Right of Way	CDD	CM
	Right of Way	PWD	CM
Key: CC – City Council; CDD – Community Development Director; CM – City Manager; PC – Planning Commission; PWD – Public Works Director; ZA – Zoning Administrator; None – Decision final unless challenged in a competent court of law.			

- (a) All appeals must be in writing, accompanied by the required appeal fee, and delivered to the Community Development Department, Public Works Department, or City Clerk, as applicable, within 10 days of the project determination.
- (b) Section 10 shall govern appeals of project determinations made by the Planning Commission.
- (c) Denials of applications for small cell wireless and 6409(a) eligible applications shall be without prejudice.
- (d) Appeals to the City Manager do not require a noticed public hearing. City Manager decisions are final, unless challenged in a competent court of law.
- (e) Any appeal under this Section will be considered in a manner consistent with the Middle Class Tax Relief and Job Creation Act of 2012, related Federal Communications Commission (FCC) “shot clock” regulations, and applicable state law permit streamlining requirements. (Ord. 1546 § 2, 2017).